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UNIVATION LAW DEPT

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NO. 4249

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1755

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/634,474
Applicant : Donald R. Loveday
Filed : 08/05/2003
Art Unit : 1755
Examiner : Pasterczyk, James

Confirmation No. 6827

Docket No. : 1999U026.US-CON2
Customer No. : 25959

Date : April 5, 2004

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER PATENTS

The Owner, Univation Technologies, L.L.C. having offices at 5555 San Felipe, Suite 1950, Houston, Texas, 77056, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as presently shortened by any terminal disclaimer, of "second" patents U.S. Patent 6,271,323; and U.S. Patent 6,274,684.

The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and either one or both of the named "second" patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any

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Reply to Office Action Dated March 12, 2004

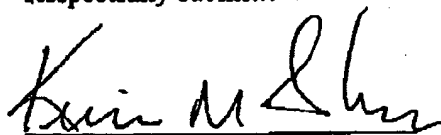
patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the "second" application, as shorted by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The instant Application U.S.S.N. 10/634,474, filed August 5, 2003 and U.S. Patent Nos. U.S. 6,271,323 and U.S. 6,274,684 are currently owned by Owner.

Terminal disclaimer fee under 37 CFR 1.20(d) is included, or the Office is authorized to charge to the Owner's account.

Respectfully submitted:

4-5-04
Date


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